

REMARKS

Claims 1-6 are pending in the present application; all claims have been rejected in the present Office Action. Claims 1-2 and 5-6 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent Application Publication No. 2001/0050977 (Gerszber) in view of U.S. Patent No. 5,870,683 (Wells) and Claims 3-4 were rejected under 35 U.S.C. §103(a) as being unpatentable over Gerszber.

Gerszber describes a video enabled answering machine including customized video announcement messages, caller ID based video announcement messages, and time based video announcement messages. It is noted that Gerszber changes displays based on incoming calls; it does not teach “determining whether today is a registered occasion date” as recited in Claims 1 and 3 or “checking whether today is a registered occasion date” as recited in Claim 5 of the present application.

The present invention discloses a method of alerting a user of an occasion date in a phone having an idle mode screen displaying function and an incoming call ring sound alteration function. It should be pointed out that the term “idle”, used throughout the specification and Claims 1-6, is used to mean “default”. While in its “idle”, “default”, or non-occasion date mode, the phone of the present invention displays the “default” or the “idle mode screen”. Gerszber changes displays based on incoming calls, it does not teach “setting a first predetermined image for an idle mode screen, if today is not the registered occasion date” as recited in Claim 1; “setting a first predetermined ring sound as an incoming call ring sound, if today is not the registered occasion date” as recited in Claim 3; and “setting a first predetermined image for an idle mode screen and setting a first predetermined ring sound as an incoming call ring sound, if today is not the registered occasion date” as recited in Claim 5. As stated above, recitation of “idle” in the inventive claims is synonymous with “default”.

The Examiner also cites Wells, column 3, line 54 to column 4, line 36 and Column 9, lines 40-46 as teaching changing screen animation and the ringing sound. However, neither Gerszber, Wells, nor the combination thereof teach or describe determining or checking “whether today is a registered occasion date” as recited in Claims 1, 3, and 5 or “setting a first predetermined image for an idle mode screen, if today is not the **registered occasion date**” as

recited in Claim 1; "setting a first predetermined ring sound as an incoming call ring sound, if today is not the **registered occasion date**" as recited in Claim 3; and "setting a first predetermined image for an idle mode screen and setting a first predetermined ring sound as an incoming call ring sound, if today is not the **registered occasion date**" as recited in Claim 5.

Therefore, Claim 1, 3 and 5 are believed to overcome the rejection under 35 U.S.C. §103(a). Moreover, without conceding the patentability per se, Claims 2, 4, and 6 are also believed to overcome the rejection under 35 U.S.C. §103(a) by virtue of their respective dependence on independent Claims 1, 3, and 5. Accordingly, the claims pending in the Application, namely, Claims 1-6, are believed to be in condition for allowance.

Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



Paul J. Farrell
Reg. No. 33,494
Attorney for Applicant(s)

DILWORTH & BARRESE
333 Earle Ovington Blvd.
Uniondale, New York 11553
Tel: (516) 228-8484
Fax: (516) 228-8516